



Reprinted
February 2, 2007

SENATE BILL No. 93

DIGEST OF SB 93 (Updated February 1, 2007 3:28 pm - DI 96)

Citations Affected: IC 16-28; noncode.

Synopsis: Health facility sprinklers for fire safety. Requires certain health facilities to have: (1) automatic fire sprinkler systems; and (2) a battery operated or hard wired smoke detector in each resident's room; before July 1, 2012. Provides that if an automatic fire sprinkler system is not installed before July 1, 2010, a plan for completing installation must be submitted to the health facilities council. Requires the state department of health, in the department's consumer guide to nursing homes, to disclose whether each health facility has smoke detectors in its residents' rooms and to disclose certain information about the smoke detector systems in health facilities having those systems. (The introduced version of this bill was prepared by the interim study committee on public health and safety matters.)

Effective: July 1, 2007.

Landske, Becker

January 8, 2007, read first time and referred to Committee on Health and Provider Services.
January 25, 2007, amended, reported favorably — Do Pass.
February 1, 2007, read second time, amended, ordered engrossed.

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SB 93—LS 6221/DI 96+



First Regular Session 115th General Assembly (2007)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2006 Regular Session of the General Assembly.

SENATE BILL No. 93

A BILL FOR AN ACT to amend the Indiana Code concerning health.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 16-28-11-5 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2007]: **Sec. 5. (a) A health facility licensed under this article as a**
4 **comprehensive care facility must do the following:**

5 (1) **Have an automatic fire sprinkler system installed**
6 **throughout the facility before July 1, 2012.**

7 (2) **If an automatic fire sprinkler system is not installed**
8 **throughout the health facility before July 1, 2010, submit**
9 **before July 1, 2010, a plan to the state department for**
10 **completing installation of the automatic fire sprinkler system**
11 **before July 1, 2012.**

12 (3) **Have a battery operated or hard wired smoke detector in**
13 **each resident's room before July 1, 2012.**

14 (b) **The state department shall adopt rules under IC 4-22-2 to**
15 **implement this section.**

16 SECTION 2. IC 16-28-11-6 IS ADDED TO THE INDIANA CODE
17 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY

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1, 2007]: **Sec. 6. The state department shall disclose, in the state department's consumer guide to nursing homes, whether a health facility is:**

- (1) fully;
- (2) partially; or
- (3) not;

equipped with sprinklers.

SECTION 3. IC 16-28-11-7 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 7. The state department shall disclose the following information in the state department's consumer guide to nursing homes:**

(1) Whether each health facility has:

- (A) battery operated;
- (B) hard wired; or
- (C) no;

smoke detectors in its residents' rooms.

(2) If a health facility has hard wired or battery operated smoke detectors in its residents' rooms:

- (A) whether the smoke detectors provide a visual and audible signal at the nurses' stations that attend each room;
- (B) whether the smoke detectors transmit to a central station service; and
- (C) whether the smoke detectors connect to the health facility's fire alarm system.

SECTION 4. [EFFECTIVE JULY 1, 2007] (a) As used in this SECTION, "commissioner" has the meaning set forth in IC 16-18-2-340.

(b) Notwithstanding IC 16-28-11-5, as added by this act, the state department of health shall implement IC 16-28-11-5, as added by this act, under interim written guidelines approved by the commissioner.

(c) This SECTION expires on the earlier of the following:

- (1) The date rules are adopted under IC 16-28-11-5, as added by this act.
- (2) January 1, 2009.

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COMMITTEE REPORT

Madam President: The Senate Committee on Health and Provider Services, to which was referred Senate Bill No. 93, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 1, between lines 11 and 12, begin a new line block indented and insert:

"(3) Have an automatic fire detection system throughout the facility before July 1, 2012."

Page 2, line 8, after "7." insert "(a)".

Page 2, between lines 24 and 25, begin a new paragraph and insert:
"(b) This section expires June 30, 2012."

and when so amended that said bill do pass.

(Reference is to SB 93 as introduced.)

MILLER, Chairperson

Committee Vote: Yeas 10, Nays 0.

 SENATE MOTION

Madam President: I move that Senate Bill 93 be amended to read as follows:

Page 1, line 12, delete "an automatic fire detection system throughout the" and insert **"a battery operated or hard wired smoke detector in each resident's room"**.

Page 1, line 13, delete "facility".

Page 2, line 10, delete "(a)".

Page 2, delete line 27.

(Reference is to SB 93 as printed January 26, 2007.)

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